

MINUTES
COMMITTEE ON LAW & LICENSING

September 22, 2011 - 5:00 p.m.
Common Council Chambers, City Hall

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Julie Kath, Ald. Joel Hammen, Ald. Scott Versey
Excused: Ald. Eric Rindfleisch
Others in Attendance: Assistant City Attorney Charles Adams, Lt. Scott Mittelstadt, Attorney Richard Hahn, Jennifer L. Hartman, Nicole A. Hermann, Thomas H. Lloyd, Douglas C. Altmeyer, Peter Vreeke, David Sly, Hamilton W. Watt, David M. Nennig, Rufino C. Martinez, Jr., Kathy Martinez, Amanda Martinez, Dennis Altmeyer, Dave Altmeyer, Tony Bray, Jennifer Bray

Chairperson VanderWeele called the meeting to order at 5:01 p.m.

The Pledge of Allegiance was recited.

Introduction of committee members, staff and guests.

A motion to approve the minutes of the previous meeting held September 8, 2011 was made by Ald. Kath and seconded by Ald. Versey. **All ayes; motion approved.**

R.O. No. 146-11-12 (10-65) – Various License Applications: Taxicab Driver Lic. App. No. 8316 (Nassar F. Jaber)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Nassar F. Jaber failed to appear before the committee. Ald. Kath moved, seconded by Ald. Versey to deny the license application based upon Mr. Jaber's failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity, his record as a habitual law violator, and his failure to cooperate with the committee. **All ayes; motion approved.**

R.O. No. 167-11-12 (11-65) – Various License Applications: Bev. Op. Lic. App. Nos. 9300 (Aimee M. Boutchard), 9291 (Zachary J. Drescher), 5760 (Jennifer L. Hartman), 7311 (Nicole A. Hermann), 3607 (Thomas H. Lloyd), 9295 (Jerry A. Sonneman), 9294 (Monica Torres)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Aimee M. Boutchard had contacted the City Attorney's Office to indicate that she was unable to appear on September 22nd. Ald. Hammen moved, seconded by Ald. Versey, to hold this matter until the October 6th meeting. **All ayes; motion approved.**

Zachary J. Drescher failed to appear before the committee. Ald. Versey moved, seconded by Ald. Kath, to request via certified mailing Mr. Drescher's appearance before the committee at its October 6th meeting. **All ayes; motion approved.**

Jennifer L. Hartman appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Versey moved, seconded by Ald. Kath, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Nicole A. Hermann appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Versey moved, seconded by Ald. Hammen, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Thomas H. Lloyd appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Hammen moved, seconded by Ald. Versey, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Jerry A. Sonneman failed to appear before the committee. Ald. Versey moved, seconded by Ald. Hammen, to request via certified mailing Mr. Sonneman's appearance before the committee at its October 6th meeting. **All ayes; motion approved.**

Monica Torres failed to appear before the committee. Ald. Versey moved, seconded by Ald. Hammen, to request via certified mailing Ms. Torres' appearance before the committee at its October 6th meeting. **All ayes; motion approved.**

R.O. No. 86-11-12 (6-43) – Various License Applications: Taxicab Driver Lic. App. No. 9163 (Noemy Loya)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Noemy Loya still has not provided a valid social security number to the City Clerk's Office. Ald. Versey moved, seconded by Ald. Kath, to hold this license application until Ms. Loya presents a valid social security number to the City Clerk's Office. **All ayes; motion approved.**

Possible action regarding Alc. Bev. Lic. No. 2772-Club Michigan I (Douglas C. Altmeyer, Agent) and Bev. Op. Lic. No. 8447 (Peter Vreeke)

Douglas C. Altmeyer and Peter Vreeke appeared before the committee represented by Attorney Richard Hahn to discuss the August 4th indecent exposure citations issued to four Club Michigan dancers and also the citations issued to David Altmeyer and Peter Vreeke on September 3rd for serving alcohol to an intoxicated person.

Attorney Hahn informed the committee that security cameras are now in place 24/7 at Club Michigan. The business is now providing the appropriate attire to performers and any performer who violates the rules will be terminated immediately with no warning. He further indicated that the business will be more vigilant in the future with regard to over-serving patrons.

Ald. Hammen moved, seconded by Ald. Versey, to issue a warning to Club Michigan regarding the violations. **All ayes; motion approved.**

Peter Vreeke informed the committee that he is contesting the citation that he received. He further indicated that he feels the dancers are lying with regard to what he had supposedly told them in the past regarding their attire.

Ald. Hammen moved, seconded by Ald. Versey, to schedule a quasi-judicial hearing. Ald. Versey withdrew his second. **Motion died for lack of a second.**

Ald. Kath moved, seconded by Ald. Versey, to request that Mr. Vreeke voluntarily surrender his license for a period of ten days. **All ayes; motion approved.** Ald. Kath then rescinded her motion and Ald. Versey rescinded his second. **All ayes; motion rescinded.**

Ald. Hammen moved, seconded by Ald. Versey, to request that Mr. Vreeke voluntarily surrender his license for a period of ten days within ten days, and to proceed with a quasi-judicial hearing if the license is not surrendered within ten days. **All ayes; motion approved.**

Possible action regarding Alc. Bev. Lic. No. 2193-The Kaddyshack LLC (Keith F. Fischer, Agent)

Keith F. Fischer had contacted the City Attorney's Office to indicate that he was unable to appear on September 22nd. Ald. Versey moved, seconded by Ald. Hammen, to hold this matter until the October 6th meeting. **All ayes; motion approved.**

Possible action regarding Alc. Bev. Lic. No. 1360-Sly's Midtown Saloon (David Sly, Agent)

David Sly appeared before the committee. Mr. Sly disputes the police reports and insists that the bartender at Sly's did not serve alcohol to the intoxicated person on August 29th. He indicated that two of the security cameras weren't working properly and there is no videotape evidence. Following a lengthy discussion, Ald. Hammen moved, seconded by Ald. Versey, to issue a warning to Sly's Midtown Saloon regarding the August 29th incident. **All ayes; motion approved.**

Possible action regarding Alc. Bev. Lic. No. 1083-Vibez (Hamilton W. Watt, Agent)

Hamilton W. Watt appeared before the committee and asked that the committee take no action against Vibez based on the fact that Vibez is always extremely cooperative with the police department. The bartender, Thomas Lloyd, who was cited for serving alcohol to an intoxicated person, had informed the committee earlier in the meeting that it was only his second night bartending, that he made a mistake in serving the customer, and the bar has implemented changes since the incident. Ald. Hammen moved, seconded by Ald. Versey, to issue a warning to Vibez regarding the August 26th incident. **Three ayes and one abstention (Ald. Hammen); motion approved.**

Possible action regarding Bev. Op. Lic. No. 6011 (David M. Nennig)

David M. Nennig appeared before the committee regarding the disturbance at What's Up on August 28th. Mr. Nennig was not bartending at the time of the incident and was charged with substantial battery. Mr. Nennig informed the committee that he did not wish to discuss the incident. Ald. Versey moved, seconded by Ald. Kath, to set the matter for a quasi-judicial hearing. **All ayes; motion approved.**

Possible action regarding Alc. Bev. Lic. No. 2720-Rehab Bar & Grill (Rufino C. Martinez, Jr., Agent)

Rufino C. Martinez, Jr. appeared before the committee along with Kathy Martinez. Lt. Mittelstadt informed the committee that a chronic nuisance hearing is set for next week due to three documented noise complaints at Rehab within one year and he also discussed the list of police calls to Rehab from May to the present. Jennifer Bray of Nine 21 Bar spoke and had positive things to say regarding Rehab. Ald. Versey moved, seconded by Ald. Kath, to hold this matter until the October 6th meeting and call Rehab back in to that meeting. **All ayes; motion approved.**

R.O. No. 199-11-12 (12-47) – Various License Applications

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Ald. Versey moved, seconded by Ald. Hammen, to grant a license to Fermented Malt Beverage Class “A” Lic. App. No. 2857-Kulwinder Food Mart. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 9309 (Mary A. Boreman) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Versey, to grant a license to Bev. Op. Lic. App. No. 9317 (Casey J. Gensch). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 6547 (Jessica M. McKinster) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to grant a license to Bev. Op. Lic. App. No. 7018 (Janna Miller). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9310 (Stephanie Nyhof). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 9320 (Marcello A. Segovia) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. VanderWeele, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 3138 (Richard James Shady). **Three ayes and one nay (Ald. Kath); motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to grant a license, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9307 (Rebecca L. Simon). **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Versey, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 4518 (Stacey Stoltzman). **Three ayes and one nay (Ald. Kath); motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 9082 (Nathan B. TenPas) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9306 (Samuel T. Walber). **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Versey, to call in Bev. Op. Lic. App. No. 9312 (Jeffrey D. Zelko) to discuss his application with the committee. **Three ayes and one nay (Ald. VanderWeele); motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Business Lic. App. No. 2863-Greco Cab Co. (Christos Balassi, Agent). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to call in Taxicab Driver Lic. App. No. 6409 (Kyle T. Cure) to discuss his application with the committee. **Three ayes and one nay (Ald. VanderWeele); motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to call in Taxicab Driver Lic. App. No. 9326 (Johnathan J. Dergantz) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to call in Taxicab Driver Lic. App. No. 6640 (Michael G. Maurer) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. **All ayes; motion approved.**

Discussion and possible action regarding law violations that may require future action by the Committee

After hearing a brief report from Lt. Mittelstadt regarding an incident at Dave's Whos Inn, Ald. Hammen made a motion, seconded by Ald. Versey, to call in Bev. Op. Lic. No. 6573 (Dale R. Repinski) to discuss the matter with the committee. **All ayes; motion approved.**

Ald. Versey made a motion to adjourn. Ald. Hammen seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 6:51 p.m.

The next committee meeting is scheduled to be held on October 6, 2011 at 5:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.